

KIMBERLY P. STEIN, ESQ.
Nevada Bar No. 8675
Email: kps@fdlawlv.com
FLANGAS LAW GROUP
3275 South Jones Boulevard, Suite 105
Las Vegas, NV 89146
Telephone: (702) 307-9500
*Attorneys for Defendants STEVEN J. SUSOEFF and
STEVE SUSOEFF, LLC dba Meritage Financial Group*

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

STEVEN J. SUSOEFF and STEVE
SUSOEFF, LLC (dba Meritage
Financial Group),

Defendants.

Case No: 2:23-cv-00173-JCM-EJY

**STIPULATION AND ORDER TO
EXTEND TIME TO RESPOND TO
DEFENDANTS' MOTION TO
EXCLUDE THE EXPERT REPORT,
OPINIONS, AND TESTIMONY OF
DR. EVGENY (EUGENE) ORLOV**

(FIRST REQUEST)

Pursuant to LR IA 6-1, Plaintiff Securities and Exchange Commission ("SEC"), and Defendants STEVEN J. SUSOEFF and STEVE SUSOEFF, LLC (hereinafter collectively referred to as "Defendants") (collectively, the "Parties"), by and through their undersigned counsel of record, hereby request and stipulate to the entry of an order to extend the SEC's time to respond to the Defendants' Motion to Exclude the Expert Report, Opinions, and Testimony of Dr. Evgeny (Eugene) Orlov (ECF No. 11) and set a briefing schedule on the SEC's response¹.

¹ LR 16-3(a) only allows replies to a motion in limine with leave of court, which is not being requested at this time.

- 1 1. Pursuant to the Court’s Scheduling Order (ECF No. 8), the dispositive motion
- 2 cut-off is November 22, 2023.
- 3 2. Defendants filed their Motion for Summary Judgment on November 17, 2023
- 4 (ECF No. 14), prior to the discovery deadline. Thus, pursuant to LR 7-2 (b),
- 5 the SEC’s Response is currently due December 8, 2023, and the Reply is due
- 6 14 days after service of the response, unless the Court orders otherwise.²
- 7 3. Prior to filing their Motion for Summary Judgment, the Defendants filed their
- 8 Motion to Exclude the Expert Report, Opinions, and Testimony of Dr. Evgeny
- 9 (Eugene) Orlov, as it relates to the Motion for Summary Judgment on
- 10 November 15, 2023. Thus, pursuant to LR 16-2 (a), the SEC’s Response is
- 11 currently due November 29, 2023, unless the Court orders otherwise.
- 12 4. Due to the relationship of both Motions and the intervening Thanksgiving
- 13 holiday, the SEC needs more time to respond to both Motions. In addition, the
- 14 deposition of the Defendants’ expert rebuttal witness occurred after the
- 15 discovery cut-off due to scheduling issues.
- 16 5. The Defendants do not oppose such a request.
- 17 6. The Parties have agreed to the following briefing schedule:
- 18 • December 22, 2023—deadline to for SEC to file Responses to both Motions
- 19 7. No other deadlines are affected by this stipulation, except for the briefing
- 20
- 21

22 ///

23 ///

24 ///

26 ² Concurrently with this Stipulation and Order the parties are submitting a stipulation and
 27 order to extend the SEC’s time to respond to the Defendants’ Motion for Summary
 28 Judgment, and set a briefing schedule on the SEC’s response and Defendants’ Reply.

scheduling on the Motion for Summary Judgment for which a stipulation is being submitted concurrently herewith.

IT IS SO STIPULATED.

Dated this 17th day of November, 2023.

**SECURITIES AND EXCHANGE
COMMISSION**

/s/Charles E. Canter

DOUGLAS M. MILLER³

Email: millerdou@sec.gov

KELLY C. BOWERS

Email: bowersk@sec.gov

CHARLES E. CANTER

Email: canterc@sec.gov

444 S. Flower Street, Suite 900

Los Angeles, California 90071

Telephone: (323) 965-3998

Attorneys for Plaintiff

Securities and Exchange Commission

Dated this 17th day of November, 2023.

FLANGAS LAW GROUP

/s/ Kimberly P. Stein

KIMBERLY P. STEIN, ESQ. (NBN 8675)

E-mail: kps@fdlawlv.com

3275 South Jones Blvd., Suite 105

Las Vegas, Nevada 89146

Telephone: (702) 307-9500

Attorneys for Defendants STEVEN J. SUSOEFF

and STEVE SUSOEFF, LLC dba Meritage

Financial Group

ORDER

IT IS SO ORDERED.


UNITED STATES DISTRICT JUDGE

DATED: November 20, 2023

³On November 1, 2023, Mr. Miller and Mr. Canter filed a motion to appear in this district as government attorneys that is still pending with the Court. (Dkt. No. 10.) As explained in that motion, this was Mr. Miller's second such motion. (*Id.*)